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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/777,413

02/12/2004

Frederick James Diggle III

BE1-0054US

4316

49584

7590

05/09/2006

LEE & HAYES, PLLC
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EXAMINER

WATSON, ROBERT C

ART UNIT

PAPER NUMBER

3723

DATE MAILED: 05/09/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT	PAPER
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05082006

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

Art Unit: 3723

The reply filed on 5/1/06 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): The restriction requirement of 12/5/05 clearly stated that "applicant must make a listing of which claims read on the elected species INCLUDING ANY CLAIMS SUBSEQUENTLY ADDED." In the 5/1/06 response applicant added new claims 21-26 but didn't bother to state which claims read on the elected species. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Robert C. Watson whose telephone number is 571 272-4498. The examiner can normally be reached on Mon. - Thurs. , 5:30am - 4:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Joseph J. Hail III can be reached on 571 272-4485. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 3723

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

rcw

A handwritten signature in black ink, appearing to read "Robert C. Watson", with a long, sweeping horizontal line extending to the right.

**ROBERT C. WATSON
PRIMARY EXAMINER**